



KANSAS BOARD OF REGENTS

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www.kansasregents.org

www.Kan-ed.org

July 2, 2014

Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Room TW-A325
Washington, DC 20554

Request for Appeal – CC Docket Nos. 96-45 and 02-6

USAC COMAD Notifications Dated: May 12, 2014

Form 471 Number: 612612

Funding Year: 2008 (7/1/2008 – 6/30/2009)

Billed Entity Name: KANED PROJECT

BEN: 226927

FRNs – Service Providers - SPINS: See table below

COMAD Ref#	471 Application Number	2008 FRN	SPIN	Service Provider Name	Cmt'd Commitment Request	Comad Amount	Adjusted Funding Commitment	Amt To be Returned to USAC
1	612612	1723020	143022137	SBC Advanced Solutions, Inc.	\$ 457,503.08	\$ 228,751.54	\$ 228,751.54	\$ 222,833.18
2	612612	1723034	143008823	SBC Long Distance, LLC	\$ 38,114.15	\$ 19,057.08	\$ 19,057.07	\$ 18,571.90
3	612612	1723041	143022137	SBC Advanced Solutions, Inc.	\$ 31,379.17	\$ 15,689.58	\$ 15,689.59	\$ 15,212.23
4	612612	1723124	143005695	Sprint Communications Co. L.P.	\$ 130,138.84	\$ 65,069.42	\$ 65,069.42	\$ -
5	612612	1723130	143002291	The Golden Belt Telephone Assoc	\$ 14,373.19	\$ 14,373.19	\$ -	\$ 14,373.19
6	612612	1723134	143021460	Level 3 Communications, LLC	\$ 15,241.81	\$ 15,241.81	\$ -	\$ 15,076.72
7	612612	1723138	143002313	Tw in Valley Telephone, Inc.	\$ 74,462.64	\$ 74,462.64	\$ -	\$ 74,462.64
8	612612	1723140	143002482	Sunflower Telephone Company,	\$ 80,848.99	\$ 80,848.99	\$ -	\$ 80,848.99

Contact Person: Jerry Huff, Kan-ed Director

Phone: 785-296-7034

E-mail: jhuff@ksbor.org

Waivers Requested: Kan-ed is requesting waivers regarding eight (8) COMAD (Commitment Adjustment) letters received from USAC (Universal Service Administrative Co) dated May 12, 2014. These COMAD letters address eight FRNs (Funding Request Numbers) as shown in the table above. USAC states that the reason for issuing the COMAD letters are bidding violations. As explained below, we are requesting waivers for these COMADs.

Discussion

COMAD Letters 1, 2, 3, 4 in above table: Contract Extension Bidding Violation

COMAD numbers 1, 2, 3, 4, all relate to the same contract. The funds relating to these COMADs were disqualified because the contract was extended for 7 months beyond the end of the original contract date without filing a new Form 470. A waiver is requested for these COMADs.

The contract relating to COMAD Letters 1, 2, 3, and 4, was for the first network that Kan-ed provided for its consortium members. As correctly stated in the COMAD letters, the contract associated with COMAD numbers 1, 2, 3 and 4, was for a five year term with an end date of December 31, 2008. The contract was extended to July 30, 2009. During the final year of this 5 year contract for the first network provided by Kan-ed, Kan-ed filed a new Form 470 and Request For Proposal (RFP) for a new network to replace the first network. All Consortium members were to be moved from the first Kan-ed network to the new Kan-ed network. The contract for the new network had a start date of July 1, 2008. Due to the length of time needed to startup and migrate our consortium members to the new network, it was necessary to extend the contract associated with Kan-ed's first network so our consortium members would not be without service during this time of migration.

These funding requests were also subject to an SLD (Schools and Libraries Division) Special Review in 2011 and to a PIA (Program Integrity Assurance) review in 2008. In each of those reviews, the question of this contract extension was raised. In January of 2009, we received funding approval for both of our 2008 Form 471 applications. Due to unavoidable delays in startup, no funds were expended on the new network (Form 471 App 624716) in FY2008, but we did receive full funding for the legacy network (Form 471 App 612612). We have now received COMAD letters almost 5 years after the end of e-rate year 2008, informing us that six months of funding for these FRNs has now been denied, and return of the funds has been requested. We respectfully request a waiver of the rule that requires a new Form 470 filing when extending a contract that is at the end of the term stated in the contract. It was not possible to move the Kan-ed consortium members from the old Kan-ed network to the new Kan-ed network by the end of the term of this old contract.

Returning the funds for this contract would be difficult for the Kan-ed program due to the length of time that has passed since receiving these funds. There was no fraud, waste, or abuse relating to the expenditure of these funds. The funds were properly used to provide network connectivity to its consortium members on the first network provided to consortium members. Consortium members were moved to a new network provided by Kan-ed.

COMAD letters 5, 6, 7, 8, in the above table: Contract Bidding Violation 28 Day Rule - Form 470 filing and RFP

In COMAD letters 5, 6, 7, 8, each of the associated contracts with telecommunication providers are related to the first network Kan-ed provided its consortium members. The same issues listed in these COMAD letters were asked in PIA review of 2008 and SLD Special Review of 2011.

SLD guidelines prior to FY2005 required only that the Form 470 be posted for 28 days before signing a contract and that state and local procurement guidelines be obeyed.

Each of these contracts was awarded in response to Invitation For Bid (IFB), not a Request for Proposal (RFP). An IFB is not evaluated like an RFP by State of Kansas rules. An IFB is awarded to the entity that submits the lowest bid. The contracts associated with COMAD letters 5, 6, 7 and 8, were a result of IFBs.

The contract referenced in COMAD number 5, the IFB posting was 2 days less than the 28 day requirement. It was not awarded until 53 days after the posting date. There was only one bidder for this IFB.

The contract referenced in COMAD number 6, the IFB posting was 5 days less than the 28 day requirement. It was not awarded until 50 days after the posting date. Two entities bid on this IFB. Following State of Kansas bidding rules, the lowest bidder was awarded the contract.

The contract referenced in COMAD number 7, the IFB posting was 3 days less than the 28 day requirement. It was not awarded until 60 days after the posting date. There was only one bidder for this IFB.

The contract referenced in COMAD number 8, the IFB was posted on 10/11/05, and the due date for submission of bids was 11/10/05. This IFB was posted for 30 days. FCC Form 470 was filed on 10/21/05 with an allowable Contract Date of 11/18/05. This Form 470 filing was posted for 28 days. This contract was not awarded until 56 days after the IFB posting, and 46 days after the Form 470 posting. There was only one bidder for this IFB.

All of the IFB postings stated their closing dates in their public notice. This was Kan-ed's first attempt to provide a network for its consortium members. There was no fraud, waste, abuse, or intent to circumvent the competitive process. In all cases the contract awards were made far beyond the 28 day allowable contract date of the Form 470 or IFB posting. We are requesting a waiver of the 28 day requirement.

Summary of Appeal

Past FCC decisions have allowed for waivers in cases where the applicants had satisfied the spirit of the program's rules and where there was no suspicion of waste, fraud or abuse. For the reasons stated above, we are asking the FCC to grant us a waiver on two specific rules that are referred to in the COMADs.

Sincerely,
(submitted electronically via ECFS)
Jerry Huff
Kan-ed Director
Phone: 785-296-7034
E-mail: jhuff@ksbor.org

Att: Copies of COMAD letters from USAC dated May 12, 2014



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143022137
Service Provider Name:	Southwestern Bell Telephone Company
Service Provider Contact Person:	Lysander Watson

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

TO APPEAL THIS DECISION:

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC).

If you wish to appeal the Commitment Adjustment Decision indicated in this letter to USAC your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
 - Billed Entity Name,
 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 S. Jefferson Rd.
P. O. Box 902
Whippany, NJ 07981

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

If you wish to appeal a decision in this letter to the FCC, you should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. See the "Guide to USAC Letter Reports" posted at <http://usac.org/si/tools/reference/guide-usac-letter-reports.aspx> for more information on each of the fields in the Report. USAC is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on the FRN(s), a separate letter will be sent to the service provider detailing the necessary service provider action.

Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Lysander Watson
Southwestern Bell Telephone Company

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number: 1723020
Services Ordered: TELCOMM SERVICES
SPIN: 143022137
Service Provider Name: Southwestern Bell Telephone Company
Contract Number: SBC.OC3
Billing Account Number: N/A
Site Identifier: 226927
Original Funding Commitment: \$457,503.08
Commitment Adjustment Amount: \$228,751.54
Adjusted Funding Commitment: \$228,751.54
Funds Disbursed to Date: \$451,584.72
Funds to be Recovered from Applicant: \$222,833.18
Funding Commitment Adjustment Explanation:

After multiple requests for documentation and application review, it has been determined that this funding commitment must be rescinded by \$228,751.54. The applicant failed to comply with the FCC's competitive bidding requirements. On July 11, 2003, the applicant posted an FCC Form 470 on the USAC web site and, after waiting 28 days, entered into a 5 year contract with the service provider, which ended on December 31, 2008. On February 12, 2008, this contract was extended until July 30, 2009. According to FCC rules, once the applicant submits a FCC Form 470, complies with the 28 days posting period, and enters into a long-term contract with a service provider, the applicant is not required to submit any additional FCC Form 470 for the duration of the terms stated in the original terms of the contract. A new FCC Form 470 shall be posted and competitive process should be initiated whenever voluntary renewal or extension of the existing contract was not stated in the original applicant signed contract. Voluntary extensions or renewals of existing contracts are not exempt from competitive bidding requirements. Moreover, the rules provide that any conversion from a fixed contract term to month-to-month services is a voluntary extension of the contract, regardless of whether such conversion occurs automatically or by request. Month to month status leaves the applicant free to seek service from another provider of the applicants choice. Additionally, under program rules, a FCC Form 470 must be filed each year for discounts on month-to-month service. Since the applicant failed to post a new FCC Form 470 before voluntarily renewing its existing contract it failed to comply with the competitive bidding requirements, the commitment has been rescinded for 6 months of service for \$228,751.54 and USAC will seek recovery of any improperly disbursed funds from the applicant.

Funding Request Number:	1723041
Services Ordered:	TELCOMM SERVICES
SPIN:	143022137
Service Provider Name:	Southwestern Bell Telephone Company
Contract Number:	SBC.EQUIP
Billing Account Number:	N/A
Site Identifier:	226927
Original Funding Commitment:	\$31,379.17
Commitment Adjustment Amount:	\$15,689.58
Adjusted Funding Commitment:	\$15,689.59
Funds Disbursed to Date	\$30,901.82
Funds to be Recovered from Applicant:	\$15,212.23
Funding Commitment Adjustment Explanation:	

After multiple requests for documentation and application review, it has been determined that this funding commitment must be rescinded by \$15,689.58. The applicant failed to comply with the FCC's competitive bidding requirements. On July 11, 2003, the applicant posted an FCC Form 470 on the USAC web site and, after waiting 28 days, entered into a 5 year contract with the service provider, which ended on December 31, 2008. On February 12, 2008, this contract was extended until July 30, 2009. According to FCC rules, once the applicant submits a FCC Form 470, complies with the 28 days posting period, and enters into a long-term contract with a service provider, the applicant is not required to submit any additional FCC Form 470 for the duration of the terms stated in the original terms of the contract. A new FCC Form 470 shall be posted and competitive process should be initiated whenever voluntary renewal or extension of the existing contract was not stated in the original applicant signed contract. Voluntary extensions or renewals of existing contracts are not exempt from competitive bidding requirements. Moreover, the rules provide that any conversion from a fixed contract term to month-to-month services is a voluntary extension of the contract, regardless of whether such conversion occurs automatically or by request. Month to month status leaves the applicant free to seek service from another provider of the applicants choice. Additionally, under program rules, a FCC Form 470 must be filed each year for discounts on month-to-month service. Since the applicant failed to post a new FCC Form 470 before voluntarily renewing its existing contract and, therefore, failed to comply with the competitive bidding requirements, the commitment has been rescinded by \$15,689.58 for 6 months of service and USAC will seek recovery of any improperly disbursed funds from the applicant.



Schools and Libraries Division

Notification of Commitment Adjustment Letter
Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number: 612612
Funding Year: 2008
Applicant's Form Identifier: KANED.47101.2008
Billed Entity Number: 226927
FCC Registration Number: 0011922911
SPIN: 143008823
Service Provider Name: SBC Long Distance, LLC.
Service Provider Contact Person: Geralene King

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

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Schools and Libraries Division
Universal Services Administrative Company

cc: Geralene King
SBC Long Distance, LLC.

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number:	1723034
Services Ordered:	TELCOMM SERVICES
SPIN:	143008823
Service Provider Name:	SBC Long Distance, LLC.
Contract Number:	SBCLD
Billing Account Number:	N/A
Site Identifier:	226927
Original Funding Commitment:	\$38,114.15
Commitment Adjustment Amount:	\$19,057.08
Adjusted Funding Commitment:	\$19,057.07
Funds Disbursed to Date	\$37,628.97
Funds to be Recovered from Applicant:	\$18,571.90
Funding Commitment Adjustment Explanation:	

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Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143005695
Service Provider Name:	Sprint Communications Co. L.P.
Service Provider Contact Person:	Christina Halley

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Schools and Libraries Division
Universal Services Administrative Company

cc: Christina Halley
Sprint Communications Co. L.P.

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number: 1723124
Services Ordered: TELCOMM SERVICES
SPIN: 143005695
Service Provider Name: Sprint Communications Co. L.P.
Contract Number: SPRINT
Billing Account Number: N/A
Site Identifier: 226927
Original Funding Commitment: \$130,138.84
Commitment Adjustment Amount: \$65,069.42
Adjusted Funding Commitment: \$65,069.42
Funds Disbursed to Date: \$30,345.34
Funds to be Recovered from Applicant: \$0.00
Funding Commitment Adjustment Explanation:

After multiple requests for documentation and application review, it has been determined that this funding commitment must be rescinded by \$65,069.42. The applicant failed to comply with the FCC's competitive bidding requirements. On July 11, 2003, the applicant posted an FCC Form 470 on the USAC web site and, after waiting 28 days, entered into a 5 year contract with the service provider, which ended on December 31, 2008. On February 12, 2008, this contract was extended until July 30, 2009. According to FCC rules, once the applicant submits a FCC Form 470, complies with the 28 days posting period, and enters into a long-term contract with a service provider, the applicant is not required to submit any additional FCC Form 470 for the duration of the terms stated in the original terms of the contract. A new FCC Form 470 shall be posted and competitive process should be initiated whenever voluntary renewal or extension of the existing contract was not stated in the original applicant signed contract. Voluntary extensions or renewals of existing contracts are not exempt from competitive bidding requirements. Moreover, the rules provide that any conversion from a fixed contract term to month-to-month services is a voluntary extension of the contract, regardless of whether such conversion occurs automatically or by request. Month to month status leaves the applicant free to seek service from another provider of the applicants choice. Additionally, under program rules, a FCC Form 470 must be filed each year for discounts on month-to-month service. Since the applicant failed to post a new FCC Form 470 before voluntarily renewing its existing contract and, therefore, failed to comply with the competitive bidding requirements, the commitment has been rescinded by \$65,069.42 for 6 months of service.



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143002291
Service Provider Name:	The Golden Belt Telephone Association, Inc
Service Provider Contact Person:	Kara Jecha

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of that letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." The FCC's Red Light Rule requires USAC to dismiss pending FCC Form 471 applications if the entity responsible for paying the outstanding debt has not paid the debt, or otherwise made satisfactory arrangements to pay the debt within 30 days of the notice provided by USAC. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html.

TO APPEAL THIS DECISION:

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1. Include the name, address, telephone number, fax number, and email address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Number(s) (FRN) you are appealing. Your letter of appeal must include the
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 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow USAC to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal including any correspondence and documentation.
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5. Provide an authorized signature on your letter of appeal.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
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P. O. Box 902
Whippany, NJ 07981

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FUNDING COMMITMENT ADJUSTMENT REPORT

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Note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Review the Funding Commitment Adjustment Explanation in the attached Report for an explanation of the reduction to the commitment(s). Please ensure that any invoices that you or your service provider(s) submits to USAC are consistent with Program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Kara Jecha
The Golden Belt Telephone Association, Inc

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number:	1723130
Services Ordered:	TELCOMM SERVICES
SPIN:	143002291
Service Provider Name:	The Golden Belt Telephone Association,
Contract Number:	GOLDENBELT
Billing Account Number:	N/A
Site Identifier:	226927
Original Funding Commitment:	\$14,373.19
Commitment Adjustment Amount:	\$14,373.19
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$14,373.19
Funds to be Recovered from Applicant:	\$14,373.19
Funding Commitment Adjustment Explanation:	

During a review, it was determined that you failed to comply with all FCC and/or state and local procurement/competitive bidding requirements. The Request for Proposal (RFP) utilized during the competitive bidding process for services requested in FRN 1723130 was not available to all potential bidders for at least 28 days. RFP IFB 08047 was posted on 1/7/05 and the due date for submission of bids was 2/2/05, which is less than 28 days. In order to ensure a fair competitive bidding process, the FCC Form 470 and the RFP must both be available for at least 28 days before considering all bids received and selecting a service provider. Since you failed to comply with FCC competitive bidding requirements, you violated the competitive bidding process. Accordingly, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143021460
Service Provider Name:	Level 3 Communications, LLC
Service Provider Contact Person:	Amy Ban

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 - Form 471 Application Number,
 - Billed Entity Number, and
 - FCC Registration Number (FCC RN) from the top of your letter.
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Schools and Libraries Division
Universal Services Administrative Company

cc: Amy Ban
Level 3 Communications, LLC

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number: 1723134
Services Ordered: TELCOMM SERVICES
SPIN: 143021460
Service Provider Name: Level 3 Communications, LLC
Contract Number: TELCOVE
Billing Account Number: N/A
Site Identifier: 226927
Original Funding Commitment: \$15,241.81
Commitment Adjustment Amount: \$15,241.81
Adjusted Funding Commitment: \$0.00
Funds Disbursed to Date: \$15,076.72
Funds to be Recovered from Applicant: \$15,076.72
Funding Commitment Adjustment Explanation:

During a review, it was determined that you failed to comply with all FCC and/or state and local procurement/competitive bidding requirements. The Request for Proposal (RFP) utilized during the competitive bidding process for services requested in FRN 1723134 was not available to all potential bidders for at least 28 days. RFP IFB 08048 was posted on 1/10/05 and the due date for submission of bids was 2/2/05, which is less than 28 days. In order to ensure a fair competitive bidding process, the FCC Form 470 and the RFP must both be available for at least 28 days before considering all bids received and selecting a service provider. Since you failed to comply with FCC competitive bidding requirements, you violated the competitive bidding process. Accordingly, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143002313
Service Provider Name:	Twin Valley Telephone, Inc.
Service Provider Contact Person:	Traci Thompson

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

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 - Form 471 Application Number,
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Whippany, NJ 07981

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Schools and Libraries Division
Universal Services Administrative Company

cc: Traci Thompson
Twin Valley Telephone, Inc.

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number:	1723138
Services Ordered:	TELCOMM SERVICES
SPIN:	143002313
Service Provider Name:	Twin Valley Telephone, Inc.
Contract Number:	TWINVALLEY
Billing Account Number:	N/A
Site Identifier:	226927
Original Funding Commitment:	\$74,462.64
Commitment Adjustment Amount:	\$74,462.64
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$74,462.64
Funds to be Recovered from Applicant:	\$74,462.64
Funding Commitment Adjustment Explanation:	

During a review, it was determined that you failed to comply with all FCC and/or state and local procurement/competitive bidding requirements. The Request for Proposal (RFP) utilized during the competitive bidding process for services requested in FRN 1723138 was not available to all potential bidders for at least 28 days. RFP IFB 08404 was posted on 4/29/05 and the due date for submission of bids was 5/24/05, which is less than 28 days. In order to ensure a fair competitive bidding process, the FCC Form 470 and the RFP must both be available for at least 28 days before considering all bids received and selecting a service provider. Since you failed to comply with FCC competitive bidding requirements, you violated the competitive bidding process. Accordingly, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.



Schools and Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2008: July 1, 2008 - June 30, 2009

May 12, 2014

JERRY HUFF
KANED PROJECT
1000 SW JACKSON ST, SUITE 520
TOPEKA, KS 66612 1368

Re: Form 471 Application Number:	612612
Funding Year:	2008
Applicant's Form Identifier:	KANED.47101.2008
Billed Entity Number:	226927
FCC Registration Number:	0011922911
SPIN:	143002482
Service Provider Name:	Sunflower Telephone Company, Inc.
Service Provider Contact Person:	Michelle Sawyer

Our routine review of Schools and Libraries Program (Program) funding commitments has revealed certain applications where funds were committed in violation of Program rules.

In order to be sure that no funds are used in violation of Program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the required adjustments to your funding commitment, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

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Schools and Libraries Division
Universal Services Administrative Company

cc: Michelle Sawyer
Sunflower Telephone Company, Inc.

Funding Commitment Adjustment Report for
Form 471 Application Number: 612612

Funding Request Number:	1723140
Services Ordered:	TELCOMM SERVICES
SPIN:	143002482
Service Provider Name:	Sunflower Telephone Company, Inc.
Site Identifier:	226927****
Original Funding Commitment:	\$80,848.99
Commitment Adjustment Amount:	\$80,848.99
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date	\$80,848.99
Funds to be Recovered from Applicant:	\$80,848.99
Funding Commitment Adjustment Explanation:	

After multiple requests for documentation and application review, it has been determined that this funding commitment must be rescinded in full. During a review, it was determined that you failed to comply with all FCC and/or state and local procurement/competitive bidding requirements. The Request for Proposal (RFP) utilized during the competitive bidding process for services requested in FRN 1723140 was not available to all potential bidders for at least 28 days. RFP IFB 08874 was posted on 10/11/05 and the due date for submission of bids was 11/10/05. Your FCC Form 470 was filed on 10/21/05 with an Allowable Contract Date of 11/18/05. In order to ensure a fair competitive bidding process, the FCC Form 470 and the RFP must both be available for at least 28 days before considering all bids received and selecting a service provider. Since you posted your FCC Form 470 after issuing your RFP, your RFP bid due date is less than 28 days after your FCC Form 470 filing date. Your RFP deadline or response date must coincide or be later than your FCC Form 470 Allowable Contract Date. Since you failed to comply with FCC competitive bidding requirements, you violated the competitive bidding process. Accordingly, the commitment has been rescinded in full and USAC will seek recovery of any improperly disbursed funds from the applicant.